

UNITED STATES BANKRUPTCY COURT  
WESTERN DISTRICT OF NORTH CAROLINA  
STATESVILLE DIVISION

Laura T. Beyer, Judge Presiding

**FRIDAY, DECEMBER 10, 2021**

*Steven G. Tate, Trustee*

**PURSUANT TO THE COURT'S UPDATED COVID-19 OPERATING ORDER, THE HEARINGS SCHEDULED FOR DECEMBER 10, 2021 IN STATESVILLE WILL BE CONDUCTED TELEPHONICALLY.** If evidence needs to be presented in your case or you anticipate extensive argument, you will need to either continue the matter to a future hearing date in Statesville or contact chambers (704-350-7575) for a special setting. If the court is unable to understand a party or attorney appearing telephonically for technical reasons, the court will continue the hearing to a future hearing date.

**OUR PHONE LINE INSTRUCTIONS HAVE CHANGED.** There is no longer a disruption in the courtroom when a party dials in or disconnects. Therefore, the phone lines will always remain open. Please connect 15 minutes prior to your designated time so you are on the line when your case is called.

As soon as you connect and until your case is called, please activate the mute button, and do not place the call on hold as this will cause a disruption in court.

The dial-in numbers for December 10, 2021 are:

Teleconference Number: 888-684-8852

Access Code: 4340964#

Security Code: 6257#

**Additional information:**

Please dial in using a landline, if possible. The use of cell phones is discouraged due to dropped connections. In addition, please do not use hands-free devices or speaker phones. When all your matters have been heard, the court will advise you when it is appropriate to disconnect.

Please contact chambers at 704-350-7575 or email [beyer\\_hearings@ncwb.uscourts.gov](mailto:beyer_hearings@ncwb.uscourts.gov) if you have any questions or concerns.

**9:30 a.m.**

- 1) 13 Kelley W. Brown 21-50277 Hearing on court order to appear and show cause for dismissal of case (13, 1)
- Hearing on debtor's motion to release vehicle (22, 14)
- Hearing on motion for relief from stay [Black Automotive Group] (22, 17)
- Hearing on court order to appear and show cause for dismissal of case (20, 5)

PRO SE  
GOURLEY

-----

- 2) 13 Richard Dickson 21-50295 Hearing on court order to appear and show cause for dismissal of case (14, 1)

PRO SE

-----

- 3) 13 Martha C. Cronin 16-50491 16<sup>th</sup> continued hearing on debtor's objection to claim (61); response [Raymond J. Phillips] (62)
- 15<sup>th</sup> continued status hearing on order granting conditional confirmation of debtor's plan (66)
- 15<sup>th</sup> continued hearing on Trustee's motion for status hearing (95)

BADGER  
SHERLOCK

-----

- 4) 13 James E. Feldmeyer 20-50013 Status hearing on order granting debtors' motion for trial loan modification (107, 94)
- Jill A. Feldmeyer

HAYES

-----

- 5) 13 Wendy M. Warnock 19-50267 Hearing on debtor's motion to modify plan (38, 36); Trustee's response (39, 37)

NACHAMIE

-----

- 6) 13 Eric J. Meyers 16-50293 Hearing on Trustee's motion to deem mortgage current or paid in full (102); response [Morgan Stanley Mortgage Loan Trust 2007-9SL] (10/13/21 doc)

Hearing on Trustee's motion to deem mortgage current or paid in full (103); response [U.S. Bank Trust National Association] (11/04/21 doc)

STEWART  
BAKER

-----

- 7) 13 Jerry A. Helton 18-50244 Hearing on debtors' motion to modify plan (34, 32); Trustee's response (35)

PLANER

-----

- 8) 13 Annette C. Neal 19-50345 Hearing on debtor's motion to incur debt (27); Trustee's response (30)

PLANER

-----

- 9) 13 Robin T. Bennett 18-50476 Status hearing on order granting debtor's motion to sell real property (63, 60)

MALLORY

-----

10)	13	Robert T. Herman Barbara A. Herman	18-50782	3 <sup>rd</sup> continued hearing on Trustee's motion to dismiss for payment default (41)
				Continued hearing on debtors' motion to modify plan (53)

MALLORY

-----

11)	13	Patrick R. Jernigan	21-50104	Hearing on Trustee's motion to dismiss for payment default (27)
-----	----	---------------------	----------	--

MALLORY

-----

12)	13	Mark D. Boyd Denise L. Boyd	17-50070	Hearing on Trustee's motion to dismiss for payment default (67)
-----	----	--------------------------------	----------	--

WOOD

-----

13)	13	Clyde D. Crouse	17-50703	Hearing on Trustee's motion to dismiss for payment default (53)
-----	----	-----------------	----------	--

WOOD

-----

14)	13	Eldon C. Runge Debra L. Runge	18-50148	Hearing on Trustee's motion to dismiss for payment default (54)
-----	----	----------------------------------	----------	--

WOOD

-----

15)	13	Azeem A. Wahid-Holman	18-50356	5 <sup>th</sup> continued hearing on Trustee's motion to dismiss for payment default (41)
				3 <sup>rd</sup> continued status hearing on order granting debtor's motion for moratorium (57, 53, 51, 48, 46)

WOOD

-----

16) 13 Rosalind B. Loritts 18-50429 Hearing on Trustee's motion to dismiss for payment default (35)

WOOD

-----

17) 13 Randy R. McKinney 18-50725 Hearing on Trustee's motion to dismiss for payment default (50)

WOOD

-----

18) 13 Joseph A. Pack, Sr.  
Sharon J. Pack 19-50029 4<sup>th</sup> continued hearing on Trustee's motion to dismiss for payment default (40)

2<sup>nd</sup> continued status hearing on order granting debtors' motion for moratorium (57, 53, 51, 42)

WOOD

-----

19) 13 Ralph E. Hatch  
Patricia H. Hatch 19-50703 Hearing on motion for relief from stay and co-debtor stay [Shuford Federal Credit Union] (43); debtors' response (45)

WOOD  
SUMMERLIN

-----

20) 13 Jonathan L. Scarberry 20-50421 Continued hearing on motion for relief from stay [John W. Taylor, Trustee] (38); debtor's response (40)

WOOD  
TAYLOR

-----

21) 13 Helen J. Buchanan 21-50265 Hearing on objection to confirmation of plan [Fay Servicing, LLC] (9, 3)  
  
Hearing on Trustee's motion to dismiss for failure to make plan payments (11)

WOOD  
HEDRICK

-----

22) 13 William C. Taylor 17-50438 Continued hearing on Trustee's motion to dismiss for failure to file documents (130)  
Thelma P. Taylor

FLIPPIN

-----

23) 13 David A. Johnson 17-50655 3<sup>rd</sup> continued hearing on Trustee's motion to dismiss for payment default (32)  
Tina B. Johnson

Continued status hearing on order granting debtors' motion to sell, employment of professional and amendment of schedules (39, 35)

FLIPPIN

-----

24) 13 Christopher F. Kiszka 18-50484 Continued status hearing on order granting debtors' motion to sell (87, 77)  
Erin R. Kiszka

Hearing on Trustee's motion to dismiss for failure to make plan payments (90)

FLIPPIN

-----

25)	13	Jose J. Santillan-Ramos Sandra B. Santillan-Ramos	19-50211	2 <sup>nd</sup> continued hearing on debtors' objection to notice of mortgage payment change (55, 08/09/21 doc); response [Select Portfolio Servicing, Inc.] (56)
-----	----	--	----------	---

FLIPPIN  
VINING

-----

26)	13	Tracy L. Miles Elizabeth E. Miles	19-50482	2 <sup>nd</sup> continued hearing on Trustee's motion to dismiss for payment default (29)  Status hearing on order granting debtors' motion for moratorium and COVID modification (42, 32)  Hearing on debtors' motion to incur debt (38)
-----	----	--------------------------------------	----------	---

FLIPPIN

-----

27)	13	Erica J. Potter	19-50489	Hearing on Trustee's motion to dismiss for payment default (46)
-----	----	-----------------	----------	---

FLIPPIN

-----

28)	13	Lynn G. Winters	19-50496	Hearing on debtor's motion to modify plan (25); Trustee's response (27); response [Carolina Finance, LLC] (28)
-----	----	-----------------	----------	--

FLIPPIN  
LEIGH

-----

29) 13 Deborah L. Day 19-50584 2<sup>nd</sup> continued hearing on debtor's objection to notice of mortgage payment change (31, 8/11/21 doc); response [NewRez LLC] (34)

FLIPPIN  
REDMAN

-----

30) 13 Casey L. Steele 20-50040 Hearing on motion to withdraw as attorney [Thomas C. Flippin] (58)  
Tiffany P. Steele  
Hearing on motion to substitute counsel for female debtor (60)

FLIPPIN/STEWART

-----

31) 13 Donald H. Biggins 20-50324 Hearing on Trustee's motion to dismiss for payment default (62)  
Samantha H. Biggins

FLIPPIN

-----

32) 13 Steven R. Bare 20-50366 4<sup>th</sup> continued hearing on Trustee's motion to dismiss for payment default (26)  
Corina R. Bare

FLIPPIN

-----

33) 13 Richard M. Deal 20-50422 Hearing on Trustee's motion for determination of status of claims in confirmed plan (34); response [First National Bank of Pennsylvania] (36)  
Melinda C. Deal

Hearing on Trustee's motion to set liability of the debtors as to claims (35); response [First National Bank of Pennsylvania] (38)

FLIPPIN  
PETTIT

-----



34) 13 Rita P. Lambert 21-50194 Hearing on Trustee's motion to dismiss for  
Michael Lambert failure to make plan payments (25)

FLIPPIN

-----

35) 13 Gretta L. Brown 21-50292 Hearing on objection to confirmation of  
plan [Platinum Rentals LLC] (10, 2)

FLIPPIN  
KEENAN

-----

36) 13 Catherine E. Morris 16-50522 Continued hearing on debtor's motion for  
entry of discharge and debtor certification  
regarding plan completion (32, 29);  
response [Douglas Morris] (30)

GOURLEY  
PRO SE

-----

37) 13 Joseph D. Lea, Jr. 16-50533 Hearing on Trustee's motion to deem  
mortgage current or paid in full (31);  
response [U.S. Bank National Association]  
(10/29/21 doc)

GOURLEY

-----

38) 13 Warren G. Shepherd 17-50465 Hearing on debtor's motion to modify  
plan (49, 48, 44)

GOURLEY

-----

39) 13 Edie B. Carroll 17-50493 Hearing on Trustee's motion to dismiss for  
payment default (69)

GOURLEY

-----

40) 13 Mitchell L. Wolford 18-50547 Hearing on male debtor's motion to  
Carla L. Wolford to reconsider dismissal of case (55, 52)

GOURLEY

-----

41) 13 Estella L. Knox 18-50661 Hearing on Trustee's motion to dismiss for  
payment default (42)

GOURLEY

-----

42) 13 Monica R. Kendrick 19-50369 Hearing on Trustee's motion to dismiss for  
payment default (36)

GOURLEY

-----

43) 13 Anita S. England 19-50418 Hearing on Trustee's motion to dismiss for  
payment default (84)

GOURLEY

-----

44) 13 Amber W. Smith 19-50644 Hearing on Trustee's motion to dismiss for  
Joshua K. Smith payment default (45)

GOURLEY

-----

- 45) 13 Timothy W. Dempsey 20-50453 Hearing on Trustee's motion to set  
Kymberly N. Dempsey liability of the debtors as to claims (37);  
debtors' response (42)
- Hearing on Trustee's motion to dismiss or  
modify plan (38); debtors' response (39)
- Hearing on debtors' objection to claim no.  
11 (40)
- Hearing on debtors' objection to claim no.  
12 (41)

GOURLEY

-----

- 46) 13 Ralph M. Eichmiller 20-50473 Hearing on Trustee's motion to dismiss or  
Judith R. Eichmiller modify plan (40); debtors' response (41)

GOURLEY

-----

- 47) Adv. Gary A. Poteat 21-5001 Pre-trial conference (7, 5)  
Amy E. Poteat Ch. 13  
v. 19-50563  
Specialized Loan Servicing  
LLC

GOURLEY  
LAMB

-----

- 48) 13 Philip S. Matheson 21-50029 Hearing on Trustee's motion to dismiss for  
payment default (17)

GOURLEY

-----

- 49) 13 John F. Lisk 21-50125 Hearing on Trustee's motion for status  
Ann W. Lisk hearing (27)

GOURLEY

-----

50) 13 Laura M. Hayes 21-50163 Status hearing on order overruling  
objection to confirmation and denying  
motion to dismiss (29, 17)

GOURLEY

-----

51) 13 Michael O. Freeman 21-50255 Hearing on Trustee's motion to dismiss for  
failure to make plan payments (19)

GOURLEY

-----

**11:00 a.m.**

52) 7 Kevin B. Craft 21-50244 Hearing on motion for relief from stay [ABS Loan Trust VI] (19, 16); Trustee's response (20)

Hearing on motion for relief from stay [LoanCare, LLC] (24, 21); Trustee's response (23)

COURT  
TAYLOR, TR.  
NEILL  
COLLINS

-----

53) 7 Matthew W. Winkler 21-50273 Hearing on motion for relief from stay [Select Portfolio Servicing, Inc.] (11); debtor's response (12)

SUMMERLIN  
TAYLOR, TR.  
VINING

**CONTINUED TO 1/14/22**

-----

54) 7 Taylor, Trustee 21-5002 Continued hearing on motion to  
v. Ch 7 determine if proceeding is core or  
Coronado IV, LLC, et al. 98-50517 non-core [Buchanan Mining Company, LLC, Coronado IV, LLC] (25)

TAYLOR  
SUMNER

-----

55) 7 Eveline M. Watts 18-50382 Hearing on Trustee's motion for authority to disburse proceeds from sale of real property (51)

FLIPPIN  
TAYLOR, TR.

-----

56)	7	Dustin B. Call	21-50219	Hearing on Trustee's motion to strike, motion to except asset from abandonment and objection to exemptions (10)
-----	---	----------------	----------	---

FLIPPIN  
SUMMERLIN, TR.

-----

57)	7	Nancy M. Turnage	21-50224	Hearing on Trustee's objection to exemptions (8); debtor's response (15)
-----	---	------------------	----------	--

FLIPPIN  
SUMMERLIN, TR.

-----

58)	7	Joshua L. Horton Kimberly A. Horton	21-50237	Hearing on debtors' motion to avoid judgment lien (12); response [G&M Milling Company] (15)
-----	---	--	----------	---

FLIPPIN  
TAYLOR, TR.  
MALLORY

-----